

## JOE LEITER IS DEFENDANT IN TWO COURTS

While Judson Suit Is On in One Room Second Trial Begins in Another.

This was decidedly a "heady day" in the trial of the suit of Franklin & Scott to recover an alleged balance of \$5,000 on a transaction in 1,000 shares of International Power stock before the bubble burst April 30, 1902. Joe Leiter, the Chicago plunger, is also a defendant.

Joseph H. Headley has been charged by Cyrus Field Judson and by Franklin & Scott with taking a million dollars out of Judson's hands on the morning of April 30 and precipitating his ruin. Evidence of the transfer that morning of nearly \$1,000,000 worth of stock from Judson to Headley was presented.

Headley, admitting the transfer, insisted that it was his own stock, loaned to Judson for a purpose. Henry A. Herbert, cousin and book-keeper for Judson, called to the stand in the trial to-day before Justice Amend. testified that on April 23, 1902, the day before the collapse, Joseph and George Headley visited Judson's office at his urgent request, and that Judson told them he wanted a loan of \$500,000 to make his delivery of International Power stock.

Mr. Headley seemed surprised and replied that Judson's statement to him indicated that he had \$200,000 on hand.

"I replied," said the witness, "that no matter what our statement shows, we needed the money. On that day I received 2,500 shares in Judson's name and \$50 in my own, and Franklin & Scott got a check for about \$50,000 from Judson."

While this trial was in progress Joe Leiter stepped into the next room, where Justice Greenbaum had called to trial a suit in which he was also the defendant. This was the suit of William J. Zeller, of the Chicago brokerage firm of Allen, Greer & Zeller Co., for \$25,000 on a promissory note given by Leiter to the firm in settlement of his account with them, payable in three years with a 6 per cent. interest. The note was assigned to Zeller.

Leiter was the first witness in that trial. Leiter's answer to Zeller is that when he set out to corner wheat in 1898 he engaged the services of the broker firm in an attempt to obtain all or such part of the wheat supply of wheat in the United States as would give him a monopoly of the sale for the purpose of advancing the price and selling at the advanced price.

"I've held millions and millions and millions of bushels of wheat in my day," said Leiter, telling out the "million" with the union of a new Col. Mulberry Sellers. He now disputes the accuracy of the books of the brokers and says that if they had been kept accurately they would show a balance in his favor.

## SUPT. MAXWELL IS AN AUTOCRAT

Comptroller Grout, Mayor McClellan and Borough President Littleton Talk of Abuses of Educational Funds.

Public hearings on the departmental estimates for the budget of 1906 were held to-day by the Board of Estimate and Appointment. Col. Mitchell, of the Free Planting Association, was the first to face Comptroller Grout. The department heads have asked about \$20,000,000 more than the budget of last year. The Mayor and Comptroller are agreed that drastic cutting will be necessary.

The estimate of the Board of Education asks an increase over last year's allowance of \$1,125,000. B. T. Devine, of the Charities Organization Society, and Homer Folke asked that all the demands be granted.

"We need five more elementary and three more evening high schools," put in Mr. Devine.

"Could you guarantee that the Board of Education would segregate the money for that purpose?" asked the Mayor.

"I could not guarantee it," replied Mr. Devine, "but our society would do what we could to enforce it."

"It seems to me," Mr. Grout said, "that the only way to achieve anything in the way of improvement in the schools is to give the Board of Education all it demands and then trust to good fortune that the good things are done along with the useless things."

"The Board of Education is here," said the Mayor, "a popular institution."

"But, alas, not yet abolished," said President Littleton, of Brooklyn.

"Alas," chorused Mr. Grout.

Charles A. Davis, of North Side Board of Trade, complained to the board that the money appropriated to the Board of Education was spent on "bills and favors" instead of giving the children a proper education.

Comptroller Grout told Mr. Davis that in the matter of the "bills and favors" the Board of Education is restricted by the overshadowing power of Supt. Maxwell, whom he described as one of the rare men who was stand up against the community and spend the city's money as he pleases.

A. MATHEWS'S FUNERAL.

Body to Lie in State To-night in Church Chapel.

No definite arrangements have been made for the funeral of Armistead Mathews, although Sexton Thomas Brown, of St. Agnes's Church, on West Ninety-second street, was busy to-day conferring with members of the family and friends as to the date and time of the services.

The body in the mortuary of the church on Ninety-first street, but tonight at 8 o'clock, will be removed to the chapel of the church, which will be thrown open to the public.

The funeral probably will take place Sunday and Mr. Mathews will be buried in the Riverside Cemetery, where he died six years ago.

The Riverside Republican Club, of which Mr. Mathews was President, will take official action to-night on his funeral.

## MISS ROOSEVELT AND HARRIMAN SAIL FOR HOME

President's Daughter and Railway Magnate Given Farewell by Japs.

YOKOHAMA, Oct. 12.—The Pacific Mail steamship Siberia sailed for San Francisco at 3:25 o'clock this afternoon with Miss Alice Roosevelt and her traveling companions, and E. G. Harriman, President of the Southern Pacific Company, and his party on board.

The distinguished Americans were given a grand send-off by the Japanese, the resident foreigners and the city officials. Before his departure Mr. Harriman said:

"We have been treated with the utmost courtesy and consideration by all classes of the Japanese people, and largely because we are Americans. We had no disagreeable experiences. At Tokio Dr. Lyle was accidentally hit with a stone when we with the party, he being unknown to his assailant. From all we met with the same direct, straightforward treatment as at home and experienced no difficulty from the Orientals."

"I believe there is a market here for American goods, but they should be handled by Americans (directly representing the shippers, who should closely follow the styles and quality of goods demanded in this market. The market here, like others, has to be carefully cultivated and completed for. Then there will be increasing trade between the two countries, but it cannot be developed suddenly."

"I am leaving with regret. Our stay was too short, but I believe it marks the beginning of the association which will result in a lasting commercial alliance between America and Japan. Our interests, however, must be husbanded by direct, straightforward methods."

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